

DAVIDOFF HUTCHER & CITRON LLP  
*Attorneys for David & Karen Acker*  
120 Bloomingdale Road, Suite 100  
White Plains, New York 10605  
(914) 381-7400  
Robert L. Rattet, Esq.  
Jonathan S. Pasternak, Esq.

*Hearing Date: February 21, 2024 @ 10:00 a.m.*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

MARK STEVEN ACKER,

Chapter 7  
Case No. 22-22359 (SHL)

Debtor.

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**NOTICE OF WITHDRAWAL OF OBJECTION BY DAVID & KAREN ACKER TO  
TRUSTEE'S MOTION TO RETAIN LEE MILICH P.A. AS SPECIAL COUNSEL**

**TO THE HONORABLE SEAN H. LANE,  
UNITED STATES BANKRUPTCY JUDGE:**

David and Karen Acker (the “Ackers”), by their attorneys, Davidoff Hutcher & Citron LLP, hereby withdraw, without prejudice, their Objection to the application of Howard Magaliff, Chapter 7 trustee (the “Debtor”) of the above captioned debtor Mark Steven Acker (the “Debtor”), to retain Lee Milich P.A. as special counsel to the Trustee (“Special Counsel”) (the “Application”).

Notwithstanding such withdrawal, the Ackers reserve all rights to (a) object to any applications for allowance of compensation filed by Special Counsel or (b) seek to disqualify Special Counsel in the future if cause is later discovered.

Dated: White Plains, New York  
February 13, 2024

DAVIDOFF HUTCHER & CITRON LLP

By: /s/ Jonathan S. Pasternak  
Jonathan S. Pasternak  
120 Bloomingdale Road, Suite 100  
White Plains, New York 10605  
(914) 381-7400  
jsp@dhclegal.com

*Attorneys for David & Karen Acker*